

**SUPREME COURT MINUTES  
TUESDAY, OCTOBER 28, 2008  
SAN FRANCISCO, CALIFORNIA**

**S142892**      D045438 Fourth Appellate District, Div. 1      **NORTH COAST WOMEN'S  
CARE MEDICAL GROUP,  
INC. v. S.C. (BENITEZ)**

Rehearing denied

The requests for modification of the opinion are denied.

The petition for rehearing is denied.

**S096438**      **CARTER (TRACEY LAVELL)  
ON H.C.**

Order to show cause issued

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why petitioner is not entitled to relief on the ground of ineffective assistance of counsel in the penalty phase (1) in failing to investigate and present evidence of petitioner's alleged brain damage and life and family history, as alleged in part IX of the petition; and (2) in hiring, preparing and examining mental health experts, as alleged in part XII of the petition.

The return is to be filed on or before December 1, 2008.

Votes: George, C. J., Chin, Moreno, and Corrigan, JJ.

**S166402**      B195337 Second Appellate District, Div. 3      **PEOPLE v. SUTTON  
(MICHAEL JEROME)**

Petition for review granted; issues limited (criminal case)

The petitions for review are granted.

The issue to be briefed and argued is limited to the following: Were defendants' statutory speedy trial rights violated when defense counsel announced ready but that he might be in another trial, and the court continued trial for six days over defendants' personal objection, and if so, was the error prejudicial?

Votes: George, C. J., Kennard, Baxter, Werdegard, Chin, Moreno, and Corrigan, JJ.

**S166565** C056881 Third Appellate District**PEOPLE v. PHOMPHAKDY  
(CHANH)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Kelly*, S164830 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S166600** B203034 Second Appellate District, Div. 6**PEOPLE v. DIAZ****(GREGORY)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted.

Further action in this matter is deferred pending the decision of the United States Supreme Court in *Arizona v. Gant*, No. 07-542, or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S167197** G039755 Fourth Appellate District, Div. 3**GONZALEZ (BRAULIO  
PENUELAS) v. S.C. (PEOPLE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Wagner*, S156537 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S166210** C053662 Third Appellate District**PEOPLE v. STEELE  
(KENNETH ELBERT)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

Respondent's petition for review is granted.

The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Chance* (2008) 44 Cal.4th 1164. (Cal. Rules of Court, rule 8.528(d).)

Appellant's petition for review is denied.

Votes: George, C. J., Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S166550**      B209235 Second Appellate District, Div. 6      **VILKITIS (JAMES) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD/(CALIFORNIA  
POLYTECHNIC INSTITUTE  
STATE UNIVERSITY)**

Review granted; transferred to Court of Appeal, Second Appellate District, Division Six, to issue writ/review

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its order denying the petition for writ of review and to issue a writ of review to be heard before the court when the proceeding is ordered on calendar.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S155130**      A116437 First Appellate District, Div. 2      **COOPER (PETER GEORGE)  
ON H.C.**

Transferred to Court of Appeal, First Appellate District, Division Two, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S156416**      B195521 Second Appellate District, Div. 4      **JACOBSON (ARNOLD) ON  
H.C.**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S158880**      H030031 Sixth Appellate District      **DANNENBERG (JOHN  
ERNEST) ON H.C.**

Transferred to Court of Appeal, Sixth Appellate District, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S159042** E041712 Fourth Appellate District, Div. 2 **STABEN (LEE) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division Two, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S159141** B192544 Second Appellate District, Div. 6 **MONTGOMERY (MICHAEL) ON H.C.**

Transferred to Court of Appeal, Second Appellate District, Division Six, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S161469** D049704 Fourth Appellate District, Div. 1 **ROZZO (JOSEPH) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S162423** C054210 Third Appellate District **PARKER (LENNIE) ON H.C.**

Transferred to Court of Appeal, Third Appellate District, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S162509** B202101 Second Appellate District, Div. 1 **AVALOS (JUSTO) ON H.C.**

Transferred to Court of Appeal, Second Appellate District, Division One, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S163264** C054634 Third Appellate District **SINGLER (RONALD) ON H.C.**

Transferred to Court of Appeal, Third Appellate District, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S163311** C056099 Third Appellate District **BURDAN (CLARENCE) ON H.C.**

Transferred to Court of Appeal, Third Appellate District, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S163774** D050934 Fourth Appellate District, Div. 1 **VIRAY (NICOMEDES) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S163819** H031395 Sixth Appellate District **HUYNH (NAM VAN) ON H.C.**

Transferred to Court of Appeal, Sixth Appellate District, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S163931** D051015 Fourth Appellate District, Div. 1 **VASQUEZ (DAVID) ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold

Each of the above-entitled matters is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181 and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S164269**      D051629 Fourth Appellate District, Div. 1      **ARMSTRONG (HOWARD)  
ON H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold  
Each of the above-entitled matters is transferred to the originating Court of Appeal with directions  
to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181  
and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)  
Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S165264**      G039301 Fourth Appellate District, Div. 3      **SMITH (RICHARD LEE) ON  
H.C.**

Transferred to Court of Appeal, Fourth Appellate District, Division Three, after hold  
Each of the above-entitled matters is transferred to the originating Court of Appeal with directions  
to vacate its decision and reconsider the cause in light of *In re Lawrence* (2008) 44 Cal.4th 1181  
and *In re Shaputis* (2008) 44 Cal.4th 1241. (Cal. Rules of Ct., rule 8.528(d).)  
Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S165783**      E042972 Fourth Appellate District, Div. 2      **PEOPLE v. JOHNSON  
(LILLIAN ANN)**

Petition for review denied

**S166003**      D051183 Fourth Appellate District, Div. 1      **PEOPLE v. SPENCER (JULIE)**  
Petition for review denied

**S166054**      B196141 Second Appellate District, Div. 3      **PEOPLE v. PETOYAN  
(AKOP)**

Petition for review denied

**S166094**      E043466 Fourth Appellate District, Div. 2      **PEOPLE v. PUENTE  
(FRANCIS JOSEPH)**

Petition for review denied  
Kennard, J., is of the opinion the petition should be granted.

**S166123**      A115550 First Appellate District, Div. 2      **PEOPLE v. FOWLER (BRIAN  
LEE)**

Petition for review denied

**S166149**      D049923 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. TURK (SHAUN THOMAS)**

**S166170**      C053435 Third Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ (MARIO)**

**S166171**      C052707 Third Appellate District

**PEOPLE v. JONES, JR., (STEVEN ALLEN)**

The petitions for review are denied without prejudice to any relief to which defendants might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901, cert. granted March 17, 2008.

**S166173**      B199619 Second Appellate District, Div. 5

Petitions for review denied

**PEOPLE v. FOWLER (PAUL DOUGLAS)**

**S166174**      B204088 Second Appellate District, Div. 8

Petition for review denied

**ROBINSON (JOHN) ON H.C.**

**S166217**      F052696 Fifth Appellate District

Petition for review denied

**PEOPLE v. WYNIA (MICHAEL LLOYD)**

**S166219**      D051221 Fourth Appellate District, Div. 1

Petition for review & depublication request(s) denied

**PEOPLE v. PEREZ (JOE REYES)**

**S166223**      E041150 Fourth Appellate District, Div. 2

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. SMITH (ROBERT HAL)**

**S166244** B204171 Second Appellate District, Div. 8  
Petition for review denied

**J. (I.), IN RE**

**S166250** F050528 Fifth Appellate District

**GARCIA (IGNACIO) v.  
PARAMOUNT CITRUS  
ASSOCIATION, INC.**

Petition for review & depublication request(s) denied  
Kennard and Werdegarr, JJ., are of the opinion the petition should be granted.

**S166283** D051000 Fourth Appellate District, Div. 1

**PEOPLE v. MCNEILL  
(FRANK JOSEPH)**

Petition for review denied

**S166284** C054975 Third Appellate District

**NATIONWIDE ASSET  
SERVICES, INC. v.  
DUFACHARD (PRESTON)**

Petition for review denied

**S166314** C047365 Third Appellate District

**PEOPLE v. ZHUK (DANIIL  
VALERIYEVICH)**

Petition for review denied

**S166325** C053684 Third Appellate District

**PEOPLE v. COLEMAN  
(RAYMOND NELSON)**

Petitions for review denied

**S166339** D051001 Fourth Appellate District, Div. 1

**PEOPLE v. ALVAREZ (RUTH  
ANN)**

Petition for review denied

**S166348** F051863 Fifth Appellate District

**DESMAN, INC. v. CITY OF  
SAN JOAQUIN**

Petition for review denied



**S166355**      B200269 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. PEREZ (ARTHUR PAUL)**

**S166360**      B197196 Second Appellate District, Div. 3

Petition for review denied

**MOLINO (GUADALUPE),  
ESTATE OF**

**S166385**      B194789 Second Appellate District, Div. 3

Petition for review denied

**BEHSHID (SAEED) v.  
BONDEX INTERNATIONAL,  
INC.**

**S166399**      A122019 First Appellate District, Div. 1

Petition for review denied

**OAKLAND, CITY OF v.  
WROKERS COMPENSATION  
APPEALS BOARD**

**S166410**      D050571 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ARMENTA (JOEL  
FRANCISCO)**

**S166416**      B199849 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WEEKS  
(ARTHUR)**

**S166418**      E042459 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SPURLOCK  
(WESLEY)**

**S166422**      F052682 Fifth Appellate District

Petition for review denied

**PEOPLE v. MOSELEY  
(MELLON C.)**

**S166431**      B198305 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CORDOVA  
(ZENaida CHRISTINA)**

**S166442**      A115399/A115445/A115474/A116164/A116901

First Appellate District, Div. 1

Petition for review denied

George, C. J., was recused and did not participate.

**CLARK (CARLA M.) v.  
OPTICAL COATING  
LABORATORY, INC.**

**S166445**      C055746 Third Appellate District

Petition for review denied

**PEOPLE v. MONJARAS  
(JEROME JOSHUA)**

**S166455**      B204769 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. CASTANEDA  
(ALEJANDRO GARCIA)**

**S166456**      F050816 Fifth Appellate District

Petition for review denied

**SMITH (BRENTON R.) v.  
SELMA COMMUNITY  
HOSPITAL**

**S166478**      G036221 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. OSORIO (EDGAR  
OMAR)**

**S166479**      B199732 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. XATRUCH  
(DELIO)**

**S166501**      A112738 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. FIU (NEAL)**

**S166510** C056110 Third Appellate District

Petition for review denied

**PEOPLE v. JONES (WILLIE RAY)**

**S166511** E043787 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. PEREZ (JUAN CARLOS)**

**S166526** E046430 Fourth Appellate District, Div. 2

Petition for review denied

**CHILES (RONALD MICHAEL) ON H.C.**

**S166533** C054514 Third Appellate District

Petition for review denied

**LAIR (ROBERT SHANE) v. HENDRICKSON (ED CLETUS)**

**S166567** A119022 First Appellate District, Div. 3

Petition for review denied

**H. (ATHENA), IN RE**

**S166578** A118911 First Appellate District, Div. 1

Petition for review & depublication request(s) denied

**WITT HOME RANCH, INC. v. COUNTY OF SONOMA**

**S166584** B198951 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. OROZCO (JOSE ANTHONY)**

**S166613** F055882 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

**CARTER (LON) ON H.C.**

**S166614** C052061 Third Appellate District

Petition for review denied

**PEOPLE v. ALVAREZ  
(JOSEPH WILLIAM)**

**S166616** D051211 Fourth Appellate District, Div. 1  
Petition for review denied

**S. (CRISTIAN), IN RE**

**S166632** C055219 Third Appellate District

Petition for review denied

**CPE HR, INC. v.  
CALIFORNIA  
UNEMPLOYMENT  
INSURANCE APPEALS  
BOARD/(EMPLOYMENT  
DEVELOPMENT  
DEPARTMENT)**

**S166676** B192190 Second Appellate District, Div. 1

Petition for review denied

**ARCHER (VINCENT) &  
COCHRAN (ALISTAIR) v.  
UNITED RENTALS, INC.;  
UNITED RENTALS  
NORTHWEST, INC.; & DOES  
I-10, INCLUSIVE**

**S166681** B204294 Second Appellate District, Div. 4  
Petition for review denied

**T. (KENNETH), IN RE**

**S166683** E046472 Fourth Appellate District, Div. 2  
Petition for review denied

**LATSCHA (JAMES) ON H.C.**

**S166691** B200412 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. HALL (STEVEN  
XAVIER)**

**S166733** D053468 Fourth Appellate District, Div. 1

Petition for review denied

**OTAY RIVER  
CONSTRUCTORS v. S.C.  
(SOUTH BAY EXPRESSWAY,  
L.P.)**

**S166743** B203596 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. IBARRA (JOSE)**

**S166752** B203927/B204492 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. SIMPSON III  
(ESSIE)**

**S166756** F055622 Fifth Appellate District

Petition for writ of mandate/prohibition denied  
Baxter, J., was recused and did not participate.

**ALLEN (GEORGE N.) v.  
COURT OF APPEAL, FIFTH  
APPELLATE DISTRICT  
(MAYBERG)**

**S166764** D051784 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. KEO (CHANTY)**

**S166772**

Petition for writ of mandate/prohibition denied

**MORGAN (SHEENA) v.  
COURT OF APPEAL, THIRD  
APPELLATE DISTRICT  
(MORGAN)**

**S166773** B202094 Second Appellate District, Div. 2

Petition for review denied

**SMITH (GLENDA G.  
ROBERTS) v. HUNT (JAMES  
T.)**

**S166782** H033309 Sixth Appellate District

Petition for review denied

**PARK (JOSEPH VINCENT)  
ON H.C.**

**S166783** C055113 Third Appellate District

**DISTRICT**

Petition for review denied

**LOCKRIDGE (GREGORY  
WAYNE) v. SAN JUAN  
UNIFIED SCHOOL**

**S166789** B197663 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. LEWIS  
(BENJAMIN)**

**S166799** A122372 First Appellate District, Div. 5

Petition for review denied

**ROSENBALM (VINCENT) v.  
S.C. (PEOPLE)**

**S166824** B193846 Second Appellate District, Div. 7

Petition for review denied

**SUTTON (MARK) ON H.C.**

**S166828** A122202 First Appellate District, Div. 4

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**TANGULIG (BERNADETTE)  
v. S.C.**

**S166842** B209538 Second Appellate District, Div. 5

Petition for review denied

**MARROQUIN (JESUS  
FRANCO) ON H.C.**

**S166855** E044452 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CONGIARDO  
(DOMINIC MICHAEL)**

**S166880**      A116063 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BATES (ROBERT  
BERL)**

**S166881**      A117277 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. WOODERSON  
(DAVID LYNN)**

**S166883**      E042078/E042952 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SUKANE (KARI  
LYNN)**

**S166889**      B207503 Second Appellate District, Div. 8

Petition for review denied

**STRAYER (JEFFREY) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD/(SENCO  
CONSTRUCTION &  
INSPECTION  
MANAGEMENT, INC.)**

**S166891**      C059824 Third Appellate District

Petition for review denied

**SARGENT (CORBY) ON H.C.**

**S166892**      B196891 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. ANDRADE  
(GABRIEL)**

**S166895**      C055961 Third Appellate District

Petition for review denied

**PEOPLE v. GOLDSBERRY  
(ROBERT EARNEST)**

**S166898** E046476 Fourth Appellate District, Div. 2

Petition for review denied

**MITCHELL (FREDERICK LEE) v. S.C. (PEOPLE)**

**S166907** E043039 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CANTU (RAMON ALBERTO)**

**S166910** B201974 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GILLIAM (MICHAEL)**

**S166911** B200626 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ESCOBAR (FRANCISCO J.)**

**S166916** C056207 Third Appellate District

Petition for review denied

**PEOPLE v. MOSLEY (CHESTER ROMAINE)**

**S166917** A116627 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. FAKALATA (SIONE)**

**S166918** G040891 Fourth Appellate District, Div. 3

Petition for review denied

**CONRAD (RONALD W.) v. S.C. (PEOPLE)**

**S166921** A114624 First Appellate District, Div. 2

Petition for review denied

**CARRIAGE HOUSE v. MURPHY (DELLA)**



**S166923**      G038624 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ENGLISH  
(ROBERT PATRICK)**

**S166929**      B203726 Second Appellate District, Div. 8

Petitions for review denied

George, C. J., and Corrigan, J., were recused and did not participate.

Baxter, J., is of the opinion the petitions should be granted.

**ALCH (CECILE) v. S.C.  
(TIME WARNER  
ENTERTAINMENT  
COMPANY, L.P.)**

**S166930**      G040638 Fourth Appellate District, Div. 3  
**LEE)**

Petition for review denied

**SODERSTROM (RANDY  
  
v. S.C. (PEOPLE)**

**S166933**      C056492 Third Appellate District

Petition for review denied

**PEOPLE v. FAY (PATRICK  
NELSON)**

**S166939**      G039030 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MONDRAGON  
(GIANCARLO)**

**S166957**      B204570 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DAVILA  
(FRANCISCO)**

**S166961**      H031391 Sixth Appellate District

Petition for review denied

**PEOPLE v. KLEDER (JOHN  
D.)**

**S166962**      G039080 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WARD (SARA LYN)**

**S166966**      C053948 Third Appellate District

Petition for review denied

**PEOPLE v. WILLIAMS (BRANDON CHARLES)**

**S166967**      C053763 Third Appellate District

Petition for review denied

**PEOPLE v. MCMILLON (JAMAHL RASHAD)**

**S166981**      B209243 Second Appellate District, Div. 1

Petition for review denied

**SIMS (THOMAS) ON H.C.**

**S166984**      E043112 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MARINO (JONATHON CHARLES)**

**S166987**

**SMITH, JR., (ANTHONY BERNARD) v. S.C. (PEOPLE)**

The petition for writ of mandate and declaratory relief is denied.

**S167001**      E046479 Fourth Appellate District, Div. 2

Petition for review denied

**COX, JR., (PAUL) ON H.C.**

**S167005**      F054688 Fifth Appellate District

Petition for review denied

**B. (ETHAN), IN RE**

**S167007**      C055432 Third Appellate District

Petition for review denied

**PEOPLE v. HALL (LAMONT)**

**S167011** F055810 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

**DELAFUENTE (ERNESTO)  
ON H.C.**

**S167014** B198119 Second Appellate District, Div. 4

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Nguyen*, S154847.

**PEOPLE v. ROMERO (JOHN  
ANTHONY)**

**S167015** E046545 Fourth Appellate District, Div. 2

Petition for review denied

**PAYNE (DERICK) v. S.C.  
(ALEXANDER)**

**S167035** B195702 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. WEBB (MARTY  
PAUL)**

**S167038** D051990 Fourth Appellate District, Div. 1

Petition for review denied

**V. (IRWIN), IN RE**

**S167039** F052498 Fifth Appellate District

Petition for review denied

**PEOPLE v. FARRELL  
(JOSEPH LOUIE)**

**S167043** F053831 Fifth Appellate District

Petition for review denied

**PEOPLE v. BROWN (ERIC  
DANIEL)**

**S167045** F053651 Fifth Appellate District

Petition for review denied

**PEOPLE v. GREEN  
(LONZELL)**

**S167047**      A122120 First Appellate District, Div. 1

Petition for review denied

**HSU (JOHN) v. WORKERS'  
COMPENSATION APPEALS  
BOARD (CALIFORNIA  
DEPARTMENT OF TOXIC  
SUBSTANCES CONTROL)**

**S167048**      E044053 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. RIVERA  
(RICARDO GERARD)**

**S167050**      G039212 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MARTINEZ  
(CHRIS SILVA)**

**S167053**      B201487 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. WELDON (JASON  
DION)**

**S167056**      B199561 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. GELLINI  
(ANTONIO)**

**S167062**      A118219 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. KERBS (DANNY  
RUEBEN)**

**S167077**      D052559 Fourth Appellate District, Div. 1

Petition for review denied

**T. (JUAN), IN RE**

**S167097**      E046534 Fourth Appellate District, Div. 2

Petition for review denied

**LINN (ROBERT J.) ON H.C.**

**S167709** B209371 Second Appellate District, Div. 1

Petition for review and application for stay denied

**NIX (GROVER) v. ASFOUR  
(K. JEFFREY)**

**S161285**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

**ORTIZ (MICHAEL  
ANTHONY) ON H.C.**

**S161286**

Petition for writ of habeas corpus denied

**FLOWERS (JASON R.) ON  
H.C.**

**S161287**

Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

**PRICE (CHRISTOPHER) ON  
H.C.**

**S161389**

Petition for writ of habeas corpus denied

**CUNNINGHAM (JAMES H.)  
ON H.C.**

**S161795**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**WRIGHT (JOHN PUA) ON  
H.C.**

**S161798**

Petition for writ of habeas corpus denied

**GARCIA (MARGARITO J.)  
ON H.C.**

**S161860**

Petition for writ of habeas corpus denied

**YOUNG (JEFFERY) ON H.C.**

**S161917**

Petition for writ of habeas corpus denied

**MARTIN (RICHARD  
EARLANDO) ON H.C.**

**S161918**

Petition for writ of habeas corpus denied  
Corrigan, J., was recused and did not participate.

**VARGAS (JOSE) ON H.C.**

**S161971**

Petition for writ of habeas corpus denied

**OCULAR (EMMANUEL  
ALCONES) ON H.C.**

**S161983  
KINGSLEY)**

Petition for writ of habeas corpus denied  
(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218.)

**WOODS (LEROY  
ON H.C.**

**S163035**

Petition for writ of habeas corpus denied

**MORAN (MARCOS VALDEZ)  
ON H.C.**

**S163139**

Petition for writ of habeas corpus denied

**TARR (ROBERT) ON H.C.**

**S163184**

Petition for writ of habeas corpus denied

**JUAREZ (JOSE  
GUADALUPE) ON H.C.**

**S163318**

Petition for writ of habeas corpus denied

**BROWN (MICHAEL JOEL)  
ON H.C.**

**S163366**

Petition for writ of habeas corpus denied

**LOPEZ (ANDREW R.) ON H.C.**

**S163402**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

**DABNEY (TYREE J.) ON H.C.**

**S163435**

Petition for writ of habeas corpus denied

**JOHNSTON (ERIC) ON H.C.**

**S163484**

Petition for writ of habeas corpus denied

**EBERLE (JAMES CARLTON) ON H.C.**

**S163507**

Petition for writ of habeas corpus denied

**MCGRUDER (ROBERT) ON H.C.**

**S163522**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**BROWN (HILTON LAWRENCE) ON H.C.**

**S163547**

Petition for writ of habeas corpus denied

**HASSAN (SAID A.) ON H.C.**

**S163595**

Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

**BROWN (MICHAEL JOEL) ON H.C.**

**S163628**

Petition for writ of habeas corpus denied

**BRAGGS (GEORGE) ON H.C.**

**S163634**

Petition for writ of habeas corpus denied

**GREER (MARKUS ANDREA)  
ON H.C.**

**S163637**

Petition for writ of habeas corpus denied

**ANDREWS (TOM WILLIAM)  
ON H.C.**

**S163649**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**GISCOME (TIMOTHY  
CECIL) ON H.C.**

**S163658**

Petition for writ of habeas corpus denied

**BLANCO (NICK) ON H.C.**

**S163664**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756.)

**TOLIVER (ANDRE) ON H.C.**

**S163669**

Petition for writ of habeas corpus denied

**MILLER (SUZANNE  
NICOLE) ON H.C.**

**S163677**

Petition for writ of habeas corpus denied

**GROZA (WILLIAM) ON H.C.**



**S163686****WILLIAMS (GARY  
EDWARD) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**S163697****JONES (DESMOND  
CHECOTHA) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**S163699****CASTELLANOS (LISINIO)  
ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

**S163700****ROBB (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

**S163705****BETTENCOURT (GARY  
RAY) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

**S163727****DURAN (ISMAEL) ON H.C.**

Petition for writ of habeas corpus denied

**S163737****RAPOZA III (EDDIE) ON H.C.**

Petition for writ of habeas corpus denied

**S163756****ALEXANDER (ANDRE  
STEPHEN) ON H.C.**

Petition for writ of habeas corpus denied

**S163763**

Petition for writ of habeas corpus denied

**MARTIN (WILLIAM FRED)  
ON H.C.**

**S163772**

Petition for writ of habeas corpus denied

**CUMMER (RANDALL) ON  
H.C.**

**S163776**

Petition for writ of habeas corpus denied

**GUTIERREZ (HENRY) ON  
H.C.**

**S163782**

Petition for writ of habeas corpus denied  
(See *In re Swain* (1949) 34 Cal.2d 300, 304.)

**VALOT (JUDITH D.) ON H.C.**

**S163786**

Petition for writ of habeas corpus denied

**FISHER (PERRY D.) ON H.C.**

**S163803**

Petition for writ of habeas corpus denied

**SANFORD (ROBERT  
LIONEL) ON H.C.**

**S163815**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**CLARK (JEREMY THOMAS)  
ON H.C.**

**S163840**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**RUTLEDGE (EUGENE  
DARREL) ON H.C.**

**S163874**

Petition for writ of habeas corpus denied

**COSIO (GEORGE) ON H.C.**

**S163897**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**LOSOYA (DAVID) ON H.C.**

**S163929**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**RHINES (MICHAEL J.) ON  
H.C.**

**S163933**

Petition for writ of habeas corpus denied

**LAM (MIGUEL MARIO) ON  
H.C.**

**S163934**

Petition for writ of habeas corpus denied

**PIZANA (ANGEL) ON H.C.**

**S163937**

Petition for writ of habeas corpus denied

**SMITH (O'DELL) ON H.C.**

**S163944**

Petition for writ of habeas corpus denied

**LUCAS (MICHAEL) ON H.C.**

**S163945**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**SLADE (SEAN DARNELL) ON  
H.C.**

**S163950**

Petition for writ of habeas corpus denied

**NGUYEN (HUNG) ON H.C.**

**S163978****REID (PHILLIP HOWARD)  
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S163980****ROMERO (VIRGILIO) ON  
H.C.**

Petition for writ of habeas corpus denied

**S163988****THOMAS (RAYNOULD) ON  
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S164004****BROWN (CHESTER) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)**S164007****THOMPSON (RAFT L.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S164008****POLK (SUSAN) ON H.C.**

Petition for writ of habeas corpus denied

**S164009****BUCKLEY (JULES) ON H.C.**

Petition for writ of habeas corpus denied

**S164051****FOSTER (JOHNNY ROBERT)  
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709.)

**S164092**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**MEZA (ROBERTO) ON H.C.**

**S164094**

Petition for writ of habeas corpus denied

**MORALES (ALEX) ON H.C.**

**S164101**

Petition for writ of habeas corpus denied

**ENRIQUEZ (RALPH E.) ON  
H.C.**

**S164202**

Petition for writ of habeas corpus denied

**POLK (SUSAN) ON H.C.**

**S165163**

Petition for writ of habeas corpus denied

**THOMPSON (RAFT L.) ON  
H.C.**

**S165179**

Petition for writ of habeas corpus denied

**SIMMONS (MIKE) ON H.C.**

**S166604**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**PERALTA (CION) ON H.C.**

**S167103**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756.)

**KING (WILLIAM) ON H.C.**

**S167114**

**R.)**

Petition for writ of habeas corpus denied

**WILLIAMSOM (STEPHEN  
ON H.C.**

**S167127**

Petition for writ of habeas corpus denied

**CASSO (SANTIAGO) ON H.C.**

**S167179**

Petition for writ of habeas corpus denied  
(See *In re Dexter* (1979) 25 Cal.3d 921.)

**PEREZ (RALPH JAMES) ON  
H.C.**

**S167372**

Petition for writ of habeas corpus denied

**WILLIAMS (JOHN WESLEY)  
ON H.C.**

**S167383**

Petition for writ of habeas corpus denied

**EDWARDS (BRIAN) ON H.C.**

**S167413**

Petition for writ of habeas corpus denied

**GONZALES (GONZALO R.)  
ON H.C.**

**S167435**

Petition for writ of habeas corpus denied  
(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**TRAMMELL (ELGIN) ON  
H.C.**

**S167467**

Petition for writ of habeas corpus denied

**JACKSON (KANZA) ON H.C.**

**S167624**

Petition for writ of habeas corpus & stay denied

**HEIDELBERG, SR., (LARON  
L.) ON H.C.**

**S166875**

G039898 Fourth Appellate District, Div. 3

**C. (P.), IN RE**

Depublication requests denied (case closed)

**S166093** A116808 First Appellate District, Div. 2

**PEOPLE v. COMFORT  
(SUSANNAH MERLINA)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166250** F050528 Fifth Appellate District

**GARCIA (IGNACIO) v.  
PARAMOUNT CITRUS  
ASSOCIATION, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to November 25, 2008. The order is entered nunc pro tunc as of October 24, 2008, due to clerical error.

**S166296** C054853 Third Appellate District

**PEOPLE v. ZANINI  
(CHRISTOPHER ANGELO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166312** E042048 Fourth Appellate District, Div. 2

**PEOPLE v. RIOS (ARTHUR  
ALBERT)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2008.

**S166366** G038851 Fourth Appellate District, Div. 3

**PEOPLE v. BECERRA (JUAN  
PABLO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2008.

**S166368** F054270 Fifth Appellate District

**PEOPLE v. KELLERHALL  
(MATTHEW B.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2008.

**S166380**      A117242 First Appellate District, Div. 4      **PEOPLE v. SCARBERRY  
(CHRISTOPHER WARREN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 1, 2008.

**S166382**      E042313 Fourth Appellate District, Div. 2      **PEOPLE v. STEPHENS  
(CARL ANTHONY)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 1, 2008.

**S166392**      B193902 Second Appellate District, Div. 8      **PEOPLE v. AVILA (ERICK)**  
The time for granting or denying review in the above-entitled matter is hereby extended to November 26, 2008.

**S166411**      H031819 Sixth Appellate District      **PEOPLE v. LOPEZ (JOSE  
CRUZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166414**      C056855 Third Appellate District      **PEOPLE v. CUELLAR  
(RICHARD JESUS)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166415**      H032511 Sixth Appellate District      **LOPEZ (JOSE CRUZ) ON  
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166429**      B199172 Second Appellate District, Div. 5      **PEOPLE v. WOODEN (ERIC  
TREMAYNE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 3, 2008.



**S166432**      B205102 Second Appellate District, Div. 8      **MARQUEZ (JAVIER) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166436**      E046414 Fourth Appellate District, Div. 2      **PEOPLE v. S.C. (WHALEY)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 1, 2008.

**S166449**      H030415 Sixth Appellate District      **PEOPLE v. LEAL (JAVIER)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166460**      E044382 Fourth Appellate District, Div. 2      **PEOPLE v. HERNANDEZ (HECTOR MAX)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 3, 2008.

**S166519**      B186285 Second Appellate District, Div. 8      **PEOPLE v. REYES (GERARDO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2008.

**S166530**      F051251 Fifth Appellate District      **PEOPLE v. BROOKS, JR., (ROWAN CROSKY)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2008.

**S166544**      A116811 First Appellate District, Div. 5      **PEOPLE v. PONCE (JORGE ENRIQUE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2008.

**S166551**      E043481 Second Appellate District, Div. 1      **PEOPLE v. PEREZ (GABRIEL VINCENT)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2008.

**S166563**      D050887 Fourth Appellate District, Div. 1      **PEOPLE v. WALKER, JR., (DONALD RAY)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 2, 2008.

**S166564**      B194400 Second Appellate District, Div. 6      **PEOPLE v. HERNANDEZ (HUGO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2008.

**S166585**      B197523 Second Appellate District, Div. 1      **PEOPLE v. LEMUS (VICENTE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2008.

**S166590**      E041799 Fourth Appellate District, Div. 2      **PEOPLE v. PROBUS (JAMES R.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2008.

**S166598**      E042799 Fourth Appellate District, Div. 2      **PEOPLE v. COWAN (BRENT TERRELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2008.

**S166601**      B195544 Second Appellate District, Div. 6      **PEOPLE v. ABRAHAM (VICTOR)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2008.

**S166603**      A115254 First Appellate District, Div. 4      **PEOPLE v. BOO (JUO EN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2008.

**S166622**      D049692 Fourth Appellate District, Div. 1      **PEOPLE v. GUILLEN  
(NATHANIEL J.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 9, 2008.

**S166646**      B199085 Second Appellate District, Div. 6      **PEOPLE v. PADILLA  
(STEVEN MANUEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 10, 2008.

**S166658**      B198805 Second Appellate District, Div. 6      **PEOPLE v. PEARSON  
(LAWRENCE CHARLES)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 10, 2008.

**S166673**      C054011/C054462 Third Appellate District      **PEOPLE v. O'BRIEN (SEAN  
ALAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2008.

**S166678**      A118221 First Appellate District, Div. 4      **F. (S.), IN RE**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2008.

**S166684**      B201170 Second Appellate District, Div. 6      **PEOPLE v. MAGANA  
(ESTELA)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2008.

**S029843****PEOPLE v. BECK (JAMES  
DAVID) & CRUZ (GERALD  
DEAN)**

Extension of time granted

On application of appellant James David Beck and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to December 26, 2008.

**S073316****PEOPLE v. EDWARDS  
(ROBERT MARK)**

Extension of time granted

Good cause appearing, and based upon counsel Michael D. Abzug's representation that he anticipates filing the appellant's reply brief by December 31, 2008, counsel's request for an extension of time in which to file that brief is granted to December 31, 2008. After that date, no further extension is contemplated.

**S080056****PEOPLE v. BELL (MICHAEL  
LEON)**

Extension of time granted

Good cause appearing, and based upon counsel Raymond L. Girard's representation that he anticipates filing the appellant's opening brief by January 2, 2009, counsel's request for an extension of time in which to file that brief is granted to January 2, 2009. After that date, no further extension is contemplated.

**S083446****PEOPLE v. WILSON  
(BRANDON H.)**

Extension of time granted

Good cause appearing, and based upon counsel Susan L. Wolk's representation that she anticipates filing the appellant's opening brief by April 30, 2009, counsel's request for an extension of time in which to file that brief is granted to January 5, 2009. After that date, only two further extensions totaling about 120 additional days are contemplated.

**S099770****PEOPLE v. COOPER (LEON  
CHAUNCEY)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Karen Hamilton's representation that she anticipates filing the appellant's opening brief by July 6, 2009, counsel's request for an extension of time in which to file that brief is granted to January 5, 2009. After that date, only three further extensions totaling about 180 additional days are contemplated.

**S099844****PEOPLE v. RAMIREZ (JUAN  
VILLA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 23, 2008.

**S164174**

H030444 Sixth Appellate District

**SIMPSON STRONG-TIE  
COMPANY, INC. v. GORE  
(PIERCE)**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to November 26, 2008.

**S053228****PEOPLE v. ALEXANDER  
(ANDRE STEPHEN)**

Order filed

The defendant's "Motion for Leave to Withdraw Previously Filed Arguments in Appellant's Opening, Reply and Supplemental Opening Briefs," filed on September 9, 2008, is granted. The court will not consider "Argument IV" raised in those briefs.

**S142209**

B172737 Second Appellate District, Div. 3

**PROSPECT MEDICAL  
GROUP, INC. v.  
NORTHRIDGE EMERGENCY  
MEDICAL GROUP**

Request for judicial notice granted

Respondents' second and third requests for judicial notice, filed on October 17, 2008, and October 27, 2008, are granted.

Appellants' third request for judicial notice, filed on October 24, 2008, is granted.

The request of amicus curiae, Department of Managed Health Care, for judicial notice, filed on October 27, 2008, is granted.

Werdegar, J., was recused and did not participate.

**S156898**      A115584 First Appellate District, Div. 4      **W. (CORRINE), IN RE**  
Request for judicial notice granted  
Amicus curiae California State Association of Counties' "Motion and Request for Judicial Notice," filed on April 28, 2008, is granted.  
Movant and appellant's "Motion to Take Judicial Notice," filed on May 19, 2008, is denied.

**S167138**      B196321 Second Appellate District, Div. 5      **CHINN (ISSA) v. KMR**  
**PROPERTY MANAGEMENT**  
Order filed  
Appellant's request to file a supplement to the petition for review is hereby denied.

**S166636**      **RETES, ACCUSATION OF**  
Petition denied      (accusation)

**S166807**      **WANG, ACCUSATION OF**  
Petition denied      (accusation)

**S166927**      **CAZELLY, ACCUSATION OF**  
Petition denied      (accusation)

**S166928**      **VASQUEZ, ACCUSATION OF**  
Petition denied      (accusation)

**S166990**      **BLOEMHOF, ACCUSATION**  
Petition denied      (accusation) **OF**

**S167054**      **DOHNER, ACCUSATION OF**  
Petition denied      (accusation)

**S166367****FINDLEY ON DISCIPLINE**

Recommended discipline imposed

It is ordered that JOHN WILLIAM FINDLEY, State Bar No. 154516, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for ninety days and until he pays the \$1,050 in sanctions imposed on him by the Solano County Superior Court in case number FCS026146 or is otherwise legally relieved from doing so and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles. If respondent is actually suspended for two years or more under this order, he is to remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice, and learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 1, 2008, as modified by its order filed on June 12, 2008. It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**BAR MISC. 4186    IN THE MATTER OF THE APPLICATION OF THE COMMITTEE  
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA  
FOR ADMISSION OF ATTORNEYS (MOTION NO. 839)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

**BAR MISC. 4186    IN THE MATTER OF THE APPLICATION OF THE COMMITTEE  
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA  
FOR ADMISSION OF ATTORNEYS (MOTION NO. 840)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

**1003680-08**

The HONORABLE JAMES A. MCINTYRE, Associate Justice of the Court of Appeal, Fourth Appellate District, Division One, is hereby assigned to assist the Supreme Court, as a justice thereof, on October 28, 2008, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

**1003682-08**

The HONORABLE WILLIAM R. MCGUINESS, Presiding Justice of the Court of Appeal, First Appellate District, Division Three, is hereby assigned to assist the Supreme Court, as a justice thereof, on October 28, 2008, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.



